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BEFORE THE ARIZONA CORPORATION



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AZ CORP COMMISSION DOCUMENT CONTROL

IN THE MATTER OF THE FORMAL COMPLAINT AND REQUEST FOR DECLARATORY JUDGMENT OF PAC-WEST TELECOMM, INC. AGAINST OWEST CORPORATION

JEFF HATCH-MILLER

Commissioner

Commissioner

Commissioner

Commissioner

Chairman WILLIAM MUNDELL

MARC SPITZER

MIKE GLEASON

KRISTIN MAYES

DOCKET NO. T-03693A-05-0875 T-01051B-05-0875

JOINT MOTION TO EXTEND TIME TO FILE JOINT STIPULATION OF FACTS

On December 14, 2005, a Procedural Order was issued in the above-captioned matter directing Qwest Corporation and Pac-West Telecomm, Inc. (collectively, the "Parties") to file a Joint Stipulation of Facts by January 25, 2006.

The Parties reached preliminary agreement on the factual information needed to examine and resolve this dispute. This includes, for example, the facility type, the facility location, the mileage, and the service initiation date. Qwest and Pac-West have exchanged a spread-sheet which includes the relevant variables and some of the requested data. On Tuesday, January 24, 2006, representatives of Qwest and Pac-West met and conferred to discuss the spreadsheet supplied by Qwest. In that meeting, it was determined by the Parties that Qwest requires time to populate the fields in the spreadsheet with data, and that the Parties need time for review.

Therefore, the Parties respectfully request an extension of time to comply with the December 14, 2005 Procedural Order. The Parties will update the administrative law judge as to the status and anticipated filing of the Joint Stipulation of Facts during the procedural conference on January 30, 2006.

RESPECTFULLY SUBMITTED this 25 day of January, 2006. 1 2 Norman Curtright **OWEST CORPORATION** 4041 N. Central Avenue 3 Phoenix, AZ 85012 4 (602) 630-2187 5 -and-6 FENNEMORE CRAIG, P.C. 7 8 Bv Timothy Berg 9 Theresa Dwyer Patrick J. Black 10 3003 N. Central Ave, Suite 2600 Phoenix, Arizona 85012 11 (602) 916-5000 **Attorneys for Qwest Corporation** 12 -and-13 **OSBORN MALEDON** 14 15 16 Joan S. Burke 2929 North Central, Ste. 2100 17 Phoenix, AZ 85012 (602) 640-9356 18 Attorneys for Pac-West Telecomm, Inc. 19 ORIGINAL plus 13 copies hand-delivered for filing this 26th day of January, 2006, to: 20 **Docket Control** 21 ARIZONA CORPORATION COMMISSION 1200 West Washington Phoenix, Arizona 85007 22 23 COPY of the foregoing hand-delivered this 25 day of January, 2006 to: 24 Amy Bjelland 25 Hearing Division ARIZONA CORPORATION COMMISSION 1200 West Washington 26 Phoenix, Arizona 85007 27 28

FENNEMORE CRAIG PROFESSIONAL CORPORATION PHOENIX

Christopher K. Kempley, Chief Counsel Legal Division Arizona Corporation Commission 1200 West Washington Street Phoenix, AZ 85007 Ernest Johnson, Director Utilities División Arizona Corporation Commission 1200 West Washington Street Phoenix, AZ 85007 Michile Mcl 1755165/67817.401